Attorney's Docket No.: 08291-0719001 / 10279P1 USw/DM/JMH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Duncan Roger HARPER, et al. Art Unit: 1796

Serial No.: 10/091,284 Examiner: Daniel Metzmaier

Filed: March 5, 2002 Conf. No.: 5606

Title : AEROSOL COMPOSITIONS TO WHICH AN ELECTROSTATIC CHARGE

CAN BE IMPARTED UPON ACTUATION

Commissioner for Patents Mailstop Petitions P.O. Box 1450 Alexandria, VA 22313-1450

SECOND PETITION TO CORRECT DECLARATION UNDER 37 C.F.R. § 1.63

Pursuant to 37 C.F.R. § 1.182, Applicants hereby petition the Director to correct the declaration under 37 C.F.R. § 1.63, filed herein on 5 June 2002, to indicate that the citizenship of inventor John Douglas Morgan is Australian. Said declaration erroneously indicated his citizenship of "United".

A first Petition to correct the declaration was filed on 8 June 2009 but, in a Decision dated 21 August 2009, said Petition was dismissed. The Decision set an <u>unextendable</u> two-month period for Applicants to file a renewed petition. Applicants were not able to file a renewed petition within this time limit and therefore the instant petition is designated a Second Petition.

1. Upon receipt of the Decision on Petition, the undersigned attorney undertook some investigation and discovered that a John Douglas Peter Morgan, a named applicant in several pending United States patent applications, was employed by Silverbrook Research Pty Limited, of Balmain, New South Wales. Believing that John Douglas Peter Morgan is the same person as the John Douglas Morgan who is an applicant in the instant application, the undersigned attorney – on 1 September 2009 – wrote to Mr. Morgan with a request that he execute a corrected declaration. A copy of this letter, together with its enclosures, is here attached as Exhibit 7.

Applicant: Duncan Roger HARPER, et al. Attorney's Docket No.: 08291-0719001 / 10279P1

Serial No.: 10/091,284

USw/DM/JMH

Filed : March 5, 2002

Page : 2 of 2

2. Nothing further was heard from Mr. Morgan until receipt, on 4 November 2009, of the original 1 September letter, which was accompanied by a declaration signed by Mr. Morgan on 28 October 2009. The letter is here attached as Exhibit 8. The declaration signed by Mr. Morgan is here attached as Exhibit 9.

3. The supplemental declaration herewith submitted complies with 37 C.F.R. § 1.67(a) and all of the other applicable rules because it identifies the entire inventive entity and is signed by the inventor/applicant to whom the requested correction relates. Accordingly, it is requested that this Second Petition be granted.

The fee of \$400 required under 37 C.F.R. § 1.17(f), is being paid concurrently on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other required fees to deposit account 06-1050, reference 08291-0719001.

Respectfully submitted,

Date: 12 November 2009 /Frederick H. Rabin/

Frederick H. Rabin Reg. No. 24,488

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110

Telephone: (617) 542-5070 Facsimile: (877) 769-7945

EXHIBIT 7

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Frederick P. Posts 1845-1930

Mail Address P.O. Box 1022

W.K. Richardson 1859-1951 VIA FEDERAL EXPRESS

Mr. John Douglas Peter Morgan

Silverbrook Research Pty Limited

1 September 2009

393 Darling Street

New South Wales 2041

Balmain

Australia.

MINISTAPOLIS, MINNESOTA

55440/3022

Telephone 637 542-5070

Sacsimile

877 769-7943

WEB SITE MC3.22.WWW

Prederick H. Rabin 617 368-2197

Email mbin@fr.com

ATTANTA AUSTEN Re: AEROSOL COMPOSITIONS TO WHICH AN

ELECTROSTATIC CHARGE CAN BE IMPARTED UPON ACTUATION

202202 Applicant: Duncan Roger HARPER, et al.

Application No.: BALLAS

10/091,284 March 5, 2002

Filing Date: DELAWARE

United States

Country: HOUSTON Your Ref.:

10279P1 USw/DM/JMH

Our Ref.:

08291-0719001

SONICH NEW YORK

kien bergo

Dear Mr. Morgan:

STATEON VALLEY

TWIN CITIES

WASHINGTON DO

We are the attorneys handling the above mentioned United States Patent Application. It corresponds to PCT Application No. PCT/GB00/03426, covering an invention made by you (as co-inventor) when you were at Reckitt Benckiser. To refresh your memory, I am enclosing a copy of the cover page of the application as published in the United States.

It has come to our attention that the signed declaration for the American application did not correctly indicate your citizenship; enclosed is a copy of the declaration as filed. I am happy to report that the application has now been allowed but, in order to proceed with obtaining a patent, we have to submit a corrected declaration that includes your citizenship.

FISH & K. CHARDSON P.C.

Mr. John Douglas Peter Morgan 1 September 2009 Page 2

Enclosed is a declaration, which should be signed and dated by you in the appropriate place on page two. (Although the other inventors have to be mentioned in this declaration, their signatures are not required.) Kindly return the signed declaration to us in the enclosed pre-paid federal express envelope.

Thank you in advance for your assistance in this matter.

Very truly yours,

Frederick H. Rabin

ec w/encl:

Jeremy Holmes, Esq. (via facsimile)

Danielle Milner (via facsimile)

22259635.doc

At. ey's Docket No.: 08291-019001 Client's Ref. No.: 10279P1

DECLARATION

As a below named inventor. I hereby declare that:

is attached bereto.

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled <u>AEROSOL COMPOSITIONS TO WHICH AN ELECTROSTATIC CHARGE CAN BE IMPARTED UPON ACTUATION</u>, the specification of which:

			91,284 and was amended on
[X]		ned in PCT International Applicati is amended under PCT Article 19	on No. <u>PCT/GB00/03426</u> filed on on
		ewed and understand the contents by amendment referred to above,	of the above-identified specification,
	mowledge the duty to dis e of Federal Regulations,		material to patentability in accordance with
listed below a United States acknowledge of Federal Re	md, insofar as the subject application in the manne the duty to disclose all in	matter of each of the claims of the r provided by the first paragraph of formation I know to be material to a became available between the fil	120 of any United States application(s) is application is not disclosed in the prior of Title 35. United States Code, §112, I o patentability as defined in Title 37, Code ing date of the prior application and the
PCT/	U.S. Serial No. GB00/03426	Filing Date September 5, 2000	Status
application(s) country other for patent or i the United Sta	for patent or inventor's of than the United States of nventor's certificate or as	America listed below and have all ny PCT international application(s ne on the same subject matter have	mal application(s) designating at least one so identified below any foreign application) designating at least one country other than
application(s) country other for patent or i the United Sta	for patent or inventor's of than the United States of nventor's certificate or arties of America filed by a of which priority is claim	rerrificate or of any PCT internation for the state of th	mal application(s) designating at least one so identified below any foreign application) designating at least one country other than

Atamey's Docket No.: 08291-719001 Client's Ref. No.: 10279P1

Declaration

Page 2 of 3 Pages

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor:	DUNCAN ROGER HARPER		
Inventor's Signature:		Date:	
Residence Address:	Huli, UNITED KINGDOM		
Citizenship:	British		
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	Hull HU3 2TA		
	UNITED KINGDOM		
Full Name of Inventor:	NEALE HARRISON		
Inventor's Signature:		Date:	
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Citizenship:	British		
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	Turbury		
	Burton-on-Trent DE13 9HZ		
	UNITED KINGDOM		
Full Name of Inventor:	JOHN DOUGLAS MORGAN		
Inventor's Signature:	Balmain, AUSTRALIA	Datef	
Residence Address:	Balmain, AUSTRALIA		
Citizenship:	Austranan		
Posi Office Address:	393 Darling Street		
	Balmaio		
	New South Wales 2041		
	SUSTRALIA		

Atu., pey's Docket No.: 08291-719001

Client's Ref. No.: 10279P1

DeclarationPage 3 of 3 Pages

Full Name of Inventor:	JOHN HOWARD CLINT		
Inventor's Signature:		Date:	
Residence Address:	Beverley, UNITED KINGDOM		
Citizenship:	British		
Post Office Address:	119 The Meadows		
	Cherry Burton		
	Beverley HU17 7RL		
	UNITED KINGDOM		
Full Name of Inventor:	MARIO ABELA		
Inventor's Signature:		Date:	
Residence Address:	Quakers Hill, AUSTRALIA		
Citizenship:	Australian		
Post Office Address:	23 Mansion Court		
	Quakers Hill		
	New South Wales 2763		
	AUSTRALIA		

22200770 doc



100 United States

(2) Patent Application Publication (40) Pub. No.: US 2003/0096878 A1 Harper et al.

May 22, 2003 (6) Pub. Date:

(59) ELECTRONIATIC AEROSOL COMPOSITIONS

(75) Inventors: Dunctin Roger Harper, Nothingham (193); Neale Harrison, Barnes on frant (Gil); John Douglas Margan, Carllegical (AU); John Howard Clint, Devoticy (GB), Mario Abela, Quakers HHE (ALD)

> Coscuspongence Address: Frederick H. Rubin Fish & Richardson P.C. Suite 2890 45 Ruckefeller Plaza New York, NY 10911 (US)

(73) Assigner. Recktst Benchiser (UK) Limited

10/091,284 (2)) Appl. No.:

(32) Filliod: Star. 5, 2802

Related U.S. Application Data

(63) Continuation of application No. PCT GROPUSES. sted as Sep. 3, 2000.

Foreign Application Priority Data

Publication Classification

(31)	Jos. CtZ	a de la companya de l	
	11.9, CL		

(57) ABSTRACT

An electrically neutral composition in the form of a waterin-all or an off-in-water emulation is imparted with a uniquist throtrostatic charge on spraying from an acrossi spray device by incorporating into the composition a morehouse statistism buil it lesse our polar or tonic or spomatic or linearly conjugated compound. The administration polar or some of stomatic or kinesely conjugated compound included in the composition is about 0.01 to shout 89% w/w based on the commission surfacts it, but is such that the the religible disabletively of the combons is less than the bulk combonish of the symisters.

Anomey's Decker No.: 08291-719001 Client's Ref. No.: 10279P1

COMBINED DECLARATION AND POWER OF ATTORNEY

RS-PATENTS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my marke.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are histed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled <u>ASROSOL COMPOSTITIONS TO WHICH AN ELECTROSTATIC CHARGE</u>

CAN RE IMPARTED UPON ACTUATION, the specification of which:

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	is attached heroto. was filed on I March 2002 as App.	Heation Serial No.	and was amended on
(%)	was described and claimed in PCT 2 September 2000 and as amended	International Application No Lunder PCT Article 19 on	PC7/GB00/03436 (Shed on
i be mendine Se	ersby state that I have reviewed and t a claims, as atmended by any amends	indention the content of the tent referred to above.	shave-identified specification.
lsc	cknowledge fix duty to disclose sil it six of Federal Regulations, §1.36.	riormatics I know to be mater	ial to patentability in accordance with
ihe	eroly claim the benefit under Tide I: (s) haved below:	S, United States Code, §119(s	XI) of any United States provisional
	V.S. Serial No.	Filing Date	Status
listed below United Sum acknowledge 2/2240018	screby claim the henefit units: Title 3 y and, involat as the subject matter of as application in the manner provides go the duty to disclose all information Regulations, §1.16(a) which became PCT international filing date of this:	each of the Count of the syr I by the first paragraph of Tid I I know to be material or pase aveilable between the Ning d	is 35, United States Code, §112, 1 mability as defined in Title 37, Code ate of the prior application and the
	U.S. Serial No. Sep 77/03/05/03/426 Sep	Filing Date tember 5, 2000	253,435

I hereby claim foreign priority benefits under Title 35, United Status Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one examiny other than the United States of America listed below and have also identified below any foreign applications for patent or inventor's certificate or any PCT international application(s) designating at least one country other than for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

	Application No.	Filing Date	Priority Civinsed
County United Kingdom		7 September 1999	(X) Yes () No

30088110.600

U. . SH & RICH

@ 021/029

Amorney's Docket No.: (8791-71900) Client's Ref. No.: (0779P)

Combined Declaration and Power of Attorney Page 2 of 3 Pages

Full Name of Inventor:	JOHN DOUGLAS MORGAN		
(pventor's Signature)		Date:	_ 20 64 May 2002
Residence Address: /	CKrimeford-ACMRAIJA		The state of the s
Citivenship:	United		
Post Office Address:	4 Yeedericka Place		
2 billy Parader a seem con-	Cerlingford		
	New Scouts Wales 2118		
	AUSTRALIA		
Full Name of Inventor:	JOHN HOWARD CLEVT		
inventor's Signature:		Date:	***************************************
Residence Address:	Beverley, UNITED KINGDOM		
Citizenalije:	British		
Fost Office Address:	119 The Mendows		
	Charty Burion		
	Reverley MU17 7RL		
	CHITED XINGDOM		
Post Planer of Levenier:	mario abbla		
C N'S CAMPAN AS MAINTENANCE			
inventor's Signature:		Date:	***************************************
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Cirizenabip:	anilatan k		
Post Office Address:	23 Manaion Court		
	Quakers Hill		
	New South Water 1783, AUSTRALIA		

EXHIBIT 8

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Street Address 225 FRANKLIN STREET Boston, Massaceniserts 02110-2804

Frederick P. Fish (855-1930)

W.K. Righardson 1850-1950

VIA FEDERAL EXPRESS

1 September 2009

Mr. John Douglas Peter Morgan Silverbrook Research Pty Limited 393 Darling Street Balmain New South Wales 2041

Mail Address P.O. Box 1022 MINNEAPOLIS, MINNESOTA

Telephone 617 542-5070

55.440-1022

Facsimile 877 769-7945

Wes Sits WWW.FR.COM

Frederick H. Rabin 617 368-2157

Ericall rabin@fracom



ATLANTA

AUSTIS

Re: AEROSOL COMPOSITIONS TO WHICH AN

ELECTROSTATIC CHARGE CAN BE IMPARTED UPON ACTUATION

SOSTON MARLAS

Applicant:

Duncan Roger HARPER, et al.

Application No.:

Country:

Australia

10/091,284

Filing Date: BELLWARE

March 5, 2002

RECETON

United States

Your Ref.: MUNICA

10279P1 USw/DM/JMH

Our Ref.:

08291-0719001

SEW YORK

ian diego

SHUDON YALLEY

TWIN CIFIES

MADENERON: DC

Dear Mr. Morgan:

We are the attorneys handling the above mentioned United States Patent Application. It corresponds to PCT Application No. PCT/GB00/03426, covering an invention made by you (as co-inventor) when you were at Reckitt Benckiser. To refresh your memory. I am enclosing a copy of the cover page of the application as published in the United States.

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FISH & RICHARDSON P.C.

Mr. John Douglas Peter Morgan 1 September 2009 Page 2

Enclosed is a declaration, which should be signed and dated by you in the appropriate place on page two. (Although the other inventors have to be mentioned in this declaration, their signatures are not required.) Kindly return the signed declaration to us in the enclosed pre-paid federal express envelope.

Thank you in advance for your assistance in this matter.

Very truly yours,

Frederick H. Rabin

Fred Rah

cc w/encl: Jeremy Holmes, Esq. (via facsimile)

Danielle Milner (via facsimile)

22259635 doc

EXHIBIT 9

Attorney's Docket No.: 08291-019001 Client's Ref. No.: 10279P1

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled <u>AEROSOL COMPOSITIONS TO WHICH AN ELECTROSTATIC CHARGE</u>
CAN BE IMPARTED UPON ACTUATION, the specification of which:

	[X]	is attached hereto. was filed on <u>5 March 2</u>	1 <u>902</u> as Application Serial No. <u>10/091.</u> 2	284 and was amended on
	[X]		med in PCT International Application ? as amended under PCT Article 19 on _	
includ			iewed and understand the contents of the amendment referred to above.	ne above-identified specification.
Title 3		knowledge the duty to di e of Federal Regulations	sclose all information I know to be mat i, §1.56.	erial to patentability in accordance with
United acknool Fed	below a I States wiedge eral Re	and, insofar as the subject application in the mann the duty to disclose all i	ider Title 35, United States Code, §120 of matter of each of the claims of this aper provided by the first paragraph of Title formation I know to be material to particular available between the filing state of this application:	oplication is not disclosed in the prior itle 35, United States Code, §112, I tentability as defined in Title 37, Code
nation			andre vo	Elemento.
sation		U.S. Serial No.	Filing Date	Status

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Country	Application No.	Filing Date	Priority Claimed
United Kingdom	9921037.9	7 September 1999	[X] Yes [] No

Attorney's Docket No.: 08291-719001 Client's Ref. No.: 10279P1

Declaration

Page 2 of 3 Fages

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor:	DUNCAN ROGER HÄRPER		
Inventor's Signature:		Date;	
Residence Address:	Hull, UNITED KINGDOM	****	
Citizenship:	British		
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	Hull HU3 2TA		
	UNITED KINGDOM		
Full Name of Inventor:	NEALETHARRISON		
Inventor's Signature;		Date:	
Residence Address:	Burton-on-Tremt, UNITED KINGDOM		
Citizenship:	British		
Post Office Address:	27 Cromwell Close		
	Tuthury		
	Burton-on-Trent DE13 9HZ		
	UNITED KINGDOM.		
Full Name of Inventor:	JOHN DOUGLAS MORGAN	*	
Inventor's Signature:		Date: 28/10/09	
Residence Address:	/Balmain\AUSIKALIA		
Citizenship:	Australian	Š	
Post Office Address:	393 Darling Street		
	Balmain		
	New South Wales 2041		
	AUSTRALIA		

Attorney's Docket No.: 08291-719001

Client's Ref. No.: 10279P1

Declaration

Page 3 of 3 Pages

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